



UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. WBA.P.3115 A

First Inventor Thomas JESKO

Title Cover Assembly for Structural Members

Express Mail Label No. EL722636019US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 23]
(preferred arrangement set forth below)
- Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 2]
5. ☐ Oath or Declaration [Total Sheets 2]
- a. ☐ Executed
- b. ☒ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
- i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☒ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: Check in the Amount of \$1,342.00

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09/941,804

Prior application information: Examiner Chi Nguyen

Group Art Unit: 3635

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label 23575 or ☐ Correspondence address below

Name Joseph G. Curatolo, Esq.
Renner, Kenner, Greive, Bobak, Taylor & Weber

Address 24500 Center Ridge Road, Suite 280

City Westlake State Ohio Zip Code 44145

Country USA Telephone (440) 808-0011 Fax (440) 808-0657

Name (Print/type) Joseph G. Curatolo, Esq. Registration No. (Attorney/Agent) 28,837

Signature [Signature] Date Feb 5, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Certificate of Express Mailing

I hereby certify that this correspondence is being deposited on the date shown below with the United States Postal Service as Express Mail - Label No. EL722636019US - "Express Mail Post Office to Addressee" in an envelope with sufficient postage addressed to: Mail Stop Patent Application, Commissioner for Patents, Alexandria, VA 22313-1450.

CHERYL CONNOR-ZOUL
(type or print name of person signing paper)

Cheryl Connor-Zoul
(signature of person mailing paper)

2-5-2004
(date)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2003

Patent fees are subject to annual revision.

Complete if Known

Application Number	New Application
Filing Date	February 5, 2004
First Named Inventor	Thomas JESKO
Examiner Name	Not Assigned Yet
Group Art Unit	Not Assigned Yet
Attorney Docket No.	WBA.P.3115 A

☐ Applicant Claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** 1,342.00**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit AccountDeposit Account Number
Deposit Account Name

18-0987

Renner, Kenner, Greive, Bobak, Taylor & Weber

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☐ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	770	201	370	Utility filing fee	770.00
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$) 770.00**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims		Extra Claims		Fee from below	Fee Paid
Independent	Multiple Dependent	-20**=	-3**=		
47	4	27	1	18.00	486.00
				86.00	86.00
					0.00

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	**Reissue independent claims over original patent	
110	18	210	9	**Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) 572.00

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code Fee (\$)

Fee Code Fee (\$)

Fee Description

Fee Paid

105 130 205 65 Surcharge - late filing fee or oath

127 50 227 25 Surcharge - late provisional filing fee or cover sheet

139 130 139 130 Non-English specification

147 2,520 147 2,520 For filing a request for *ex parte* reexamination

112 920* 112 920* Requesting publication of SIR prior to Examiner action

113 1,840* 113 1,840* Requesting publication of SIR after Examiner action

115 110 215 55 Extension for reply within first month

116 400 216 200 Extension for reply within second month

117 920 217 460 Extension for reply within third month

118 1,440 218 720 Extension for reply within fourth month

128 1,960 228 980 Extension for reply within fifth month

119 320 219 160 Notice of Appeal

120 320 220 160 Filing a brief in support of an appeal

121 280 221 140 Request for oral hearing

138 1,510 138 1,510 Petition to institute a public use proceeding

140 110 240 55 Petition to revive - unavoidable

141 1,280 241 640 Petition to revive - unintentional

142 1,280 242 640 Utility issue fee (or reissue)

143 460 243 230 Design issue fee

144 620 244 310 Plant issue fee

122 130 122 130 Petitions to the Commissioner

123 50 123 50 Processing fee under 37 CFR 1.17(q)

126 180 126 180 Submission of Information Disclosure Stmt

581 40 581 40 Recording each patent assignment per property (times number of properties)

146 740 246 370 Filing a submission after final rejection (37 CFR § 1.129(a))

149 740 249 370 For each additional invention to be examined (37 CFR § 1.129(b))

179 740 279 370 Request for Continued Examination (RCE)

169 900 169 900 Request for expedited examination of a design application

Other fee (specify)

SUBTOTAL (3)

(\$)

SUBMITTED BY

Name (Print/Type) Joseph G. Curatolo, Esq.

Registration No. (Attorney/Agent)

28,837

Signature *Joseph G. Curatolo***Complete (if applicable)**

Telephone 440/808-0011

Date Feb 5, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231.

I hereby certify that this correspondence is being deposited on the date shown below with the United States Postal Service as Express Mail - Label No. EL722636019US-
"Express Mail Post Office to Addressee" in an envelope with sufficient postage addressed to: Mail Stop Patent Application, Commissioner for Patents, Alexandria, VA 22313-1450.CHERYL CONNOR-ZOUL
(type or print name of person signing paper)*Cheryl Connor-Zoul*
(signature of person mailing paper)2-5-2004
(date)

**RENNER KENNER GREIVE
BOBAK TAYLOR & WEBER**

A LEGAL PROFESSIONAL ASSOCIATION

Intellectual Property Law

Established 1917

24500 CENTER RIDGE ROAD
SUITE 280
WESTLAKE, OHIO 44145
Telephone (440) 808-0011
Fax (440) 808-0657
www.rennerkenner.com

REESE TAYLOR
PHILLIP L. KENNER
EDWARD G. GREIVE
DONALD J. BOBAK
RAY L. WEBER
JOSEPH G. CURATOLO
RODNEY L. SKOGLUND
ANDREW B. MORTON
ARTHUR M. REGINELLI
LAURA J. GENTILCORE
SHANNON V. McCUE
SALVATORE A. SIDOTI
JOHN J. CUNNIFF
MARK L. WEBER
JAMES E. OEHELENSCHLAGER
WESLEY C. MEINERDING

SYLVIA PETROSKY, of counsel

Patent Agent
TAMA L. DRENSKI

February 5, 2004
Docket No. WBA.P.3115 A

MAIL STOP PATENT APPLICATION
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

Dear Sir:

Transmitted herewith for filing under 37 C.F.R. 1.53(b) is the following continuation application.

Express Mail No.: EL722636019US

Inventor: Thomas JESKO

Title: COVER ASSEMBLY FOR STRUCTURAL MEMBERS

Assignee for Publication: Construction Research & Technology GmbH
Dr.-Albert-Frank-Strasse 32
D-83308 Trostberg, Germany

The present application is a continuation of United States Serial No. 09/941,804, filed August 29, 2001, which claims the benefit of the filing date of United States Provisional Application No. 60/229,111, filed August 30, 2000, both of which are incorporated herein by reference.

Certificate of Express Mailing

I hereby certify that this correspondence is being deposited on the date shown below with the United States Postal Service as Express Mail - Label No. EL722636019US - "Express Mail Post Office to Addressee" in an envelope with sufficient postage addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

CHERYL CONNOR-ZOUL
(type or print name of person signing paper)

Cheryl Connor-Zoul
(signature of person mailing paper)

2-5-2004
(date)

Offices in

AKRON

CLEVELAND/WESTLAKE

Docket No. WBA.P.3115 A

February 5, 2004
page 2

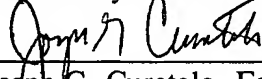
Enclosed is:

Transmittal Letter with Certificate of Mailing and Authorization
to Charge Deposit Account (2 pages -in duplicate)
Utility Patent Application Transmittal (1 page)
Fee Transmittal (1 page - in duplicate)
Application Data Sheet (2 pages)
Combined Declaration and Power of Attorney (2 pages - copy from prior co-pending application)
Specification:
 13 pages of Description
 9 pages of Claims
 1 page of Abstract
 2 sheets of Drawings
Information Disclosure Statement (3 pages)
PTO/SB08A (2 pages)
Copies of References Cited (2 references)
Check in the Amount of \$ 1,342.00
Return Receipt Post Card

Authorization to Charge Deposit Account

In the event a fee is applicable to the filing of these documents and the required fee is not enclosed, or the fee submitted is insufficient, the Director is hereby authorized to charge any fees for Docket No. WBA.P.3115 A, which might be required to effect the filing of this (these) document(s) to Account No. 18-0987. This authorization is being submitted in duplicate.

Respectfully submitted,



Joseph G. Curatolo, Esq. (Reg. No. 28,837)
Renner, Kenner, Greive, Bobak, Taylor & Weber
24500 Center Ridge Road, Suite 280
Westlake, Ohio 44145
Telephone: (440) 808-0011
Facsimile: (440) 808-0657
Attorney for Applicant

Feb 5, 2004
Date